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1650 Tysons Boulevard, Suite 300
McLean, VA 22102

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In re Application of :
Hiromi Watanabe et al. :
Application No. 09/354,464 :
Filed: July 15, 1999 :
Attorney Docket No. 530172000100 :

ON PETITION

This is a decision on the renewed petition under 37 CFR 1.137(b), filed May 30, 2003, to revive the above-identified application.

The petition is **GRANTED**.

This application is being forwarded to the primary examiner in Technology Center AU 1772 for processing the Continued Prosecution Application (CPA) filed with the instant petition.

Telephone inquiries regarding this decision may be directed to the undersigned at (703) 308-6911.

Latrice Bond
Paralegal Specialist
Office of Petitions
Office of the Deputy Commissioner
for Patent Examination Policy




PATENT
Docket No. 530172000100

DAE

CERTIFICATE OF HAND DELIVERY

I hereby certify that this correspondence is being hand filed with the United States Patent and Trademark Office in Washington, D.C. on May 30, 2003.


Debbie Labriny

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of:

Hiromi WATANABE et al.

Serial No.: 09/354,464

Filing Date: July 15, 1999

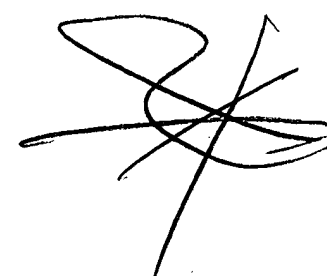
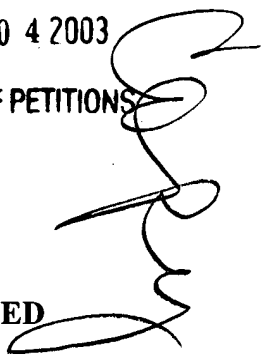

For: STOCK MATERIAL FOR CONTAINER
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CONTAINER, INSULATING PAPER
CONTAINER AND PROCESS FOR
MAKING THEM

Examiner: Sow-Fun Hon

Art Unit: 1772

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#15

**SUPPLEMENTAL PETITION TO REVIVE UNINTENTIONALLY ABANDONED
APPLICATION UNDER 37 CFR 1.137(b)**

Commissioner for Patents
Washington, D.C. 20231

Sir:

This supplements and incorporates by reference, in its entirety, applicants' PETITION TO
REVIVE UNINTENTIONALLY ABANDONED APPLICATION UNDER 37 CFR 1.137(B), filed on March 4,
2003.

Included herewith is a request for a Continued Prosecution Application (CPA) under 37
CFR 1.53(d) and a copy of applicants' unentered response and amendment, originally filed via
facsimile with Examiner Hon on August 22, 2002. Since this application was filed prior to May
29, 2000, a CPA is appropriate, rather than an RCE.

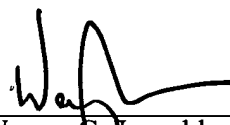
By agreement reached between applicants' undersigned representative, Ms. Latrice Bond, and Examiner Hon on May 29, 2003, the filing of the attached CPA will result in the granting of applicants' petition of March 4, 2003, revival of this application, and entry of applicants' response and amendment of August 22, 2002. Examiner Hon will then enter and take further action on this application.

Although it is believed that no fee is due for entry and consideration of this supplemental petition, in the event that the transmittal letter is separated from this document and the Patent Office determines that an extension and/or other relief is required, applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petitions and/or other fees due in connection with the filing of this document to **Deposit Account No. 03-1952** referencing docket no. **530172000100**.

Respectfully submitted,

Dated: May 30, 2003

By:


Wayne C. Jaeschke, Jr.
Reg. No. 38,503

Morrison & Foerster LLP
1650 Tysons Boulevard, Suite 300
McLean, Virginia 22102
Telephone: 703-760-7756
Facsimile: 703-760-7777

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**CONTINUED PROSECUTION APPLICATION (CPA)****REQUEST TRANSMITTAL**

Submit an original, and a duplicate for fee processing.

(Only for Continuation or Divisional applications under 37 CFR 1.53(d))

☒ CHECK BOX, if applicable:
☒ DUPLICATE

Address to:

Box CPA
 Commissioner for Patents
 2011 South Clark Place
 Room 1B03, Crystal Plaza 2
 Arlington, Virginia, 22202

Attorney Docket No.
of Prior Application

530172000100

First Named Inventor

Hiromi WATANABE

Examiner Name

Sow Fun HON

Group Art Unit

1772

Express Mail Label No.

This is a request for a ☒ continuation or ☐ divisional application under 37 CFR 1.53(d)
 (continued prosecution application (CPA)) of prior application number 09/354,464
 filed on July 15, 1999, entitled

US PATENT APPLICATION SN 09/354,464

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NOTES

FILING QUALIFICATIONS: The prior application identified above must be a nonprovisional application that is either: (1) complete as defined by 37 CFR 1.51 (b), or (2) the national stage of an international application in compliance with 35 U.S.C. 371. Effective May 29, 2000, a CPA may only be filed in a utility or a plant application if the prior nonprovisional application was filed before May 29, 2000. A CPA may be filed in a design application regardless of the filing date of the prior application. See "Request for Continued Examination Practice changes to and Provisional Application Practice," Final Rule, 65 Fed. Reg. 50092 (Aug. 16, 2000); Interim Rule, 65 Fed. Reg. 14865 (Mar. 20, 2000), 1233 Off. Gaz. Pat. Office (Apr. 11, 2000).

C-I-P NOT PERMITTED: A continuation-in-part application cannot be filed as a CPA under 37 CFR 1.53 (d), but must be filed under 37 CFR 1.53(b).

EXPRESS ABANDONMENT OF PRIOR APPLICATION: The filing of this CPA is a request to expressly abandon the prior application as of the filing date of the request for a CPA. 37 CFR 1.53(b) must be used to file a continuation, divisional, or continuation-in-part of an application that is not to be abandoned.

ACCESS TO PRIOR APPLICATION: The filing of this CPA will be construed to include a waiver of confidentiality by the applicant under 35 U.S.C. 122 to the extent that any member of the public who is entitled under the provisions of 37 CFR 1.14 to access to, copies of, or information concerning, the prior application may be given similar access to, copies of, or similar information concerning, the other application or applications in the file jacket.

35 U.S.C. 120 STATEMENT: In a CPA, no reference to the prior application is needed in the first sentence of the specification and none should be submitted. If a sentence referencing the prior application is submitted, it will not be entered. A request for a CPA is the specific reference required by 35 U.S.C. 120 and to every application assigned the application number identified in such request, 37 CFR 1.78(a).

1. ☒ Enter the unentered amendment previously filed on August 22, 2002
under 37 CFR 1.116 in the prior nonprovisional application.
2. ☐ A preliminary amendment is enclosed.
3. ☐ This application is filed by fewer than all the inventors named in the prior application, 37 CFR 1.53(d)(4).

06/03/2003 SLUANG1 06000113 031952 09354464 DELETE the following inventor(s) named in the prior nonprovisional application:

09354464

01 FC:1006
 02 FC:1202

750.00 CH
 1044.00 CH

- a. ☐ The inventor(s) to be deleted are set forth on a separate sheet attached hereto.
4. ☐ A new power of attorney or authorization of agent (PTO/SB/81) is enclosed.
5. Information Disclosure Statement (IDS) is enclosed:
 - a. ☐ PTO-1449
 - b. ☐ Copies of IDS Citations

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CLAIM	(1) FOR	(2) NUMBER FILED	(3) NUMBER EXTRA	(4) RATE	(5) CALCULATIONS
TOTAL CLAIMS (37 CFR 1.16(c) or (j))	78	20*	58	x \$ 18	\$ 1044.00
INDEPENDENT CLAIMS (37 CFR 1.16(b) or (i))	3	3**	0	x \$	
MULTIPLE DEPENDENT CLAIMS (if applicable) 37 CFR 1.16(d))				+ \$	
				BASIC FEE (37 CFR 1.16)	750.00
				Total of above Calculations =	1794.00
Reduction by 50% for filing by small entity (Note 37 CFR 1.27).					
* Reissue claims in excess of 20 and over original patent. ** Reissue independent claims over original patent.					TOTAL = \$ 1794.00

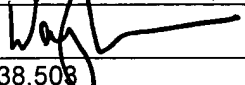
6. ☐ Small entity status: Applicant claims small entity status. See 37 CFR 1.27.
7. The Commissioner is hereby authorized to credit overpayments or charge the following fees to
Deposit Account No. 03-1952 :
- a. ☒ Fees required under 37 CFR 1.16.
- b. ☒ Fees required under 37 CFR 1.17.
- c. ☐ Fees required under 37 CFR 1.18.
8. ☐ A check in the amount of \$ _____ is enclosed.
9. ☐ Payment by credit card. Form PTO-2038 is attached.
10. ☐ Applicant requests suspension of action under 37 CFR 1.103(b) for a period of _____ months
(not to exceed 3 months) and the fee under 37 CFR 1.17(i) is enclosed.
11. ☐ New Attorney Docket Number, if desired _____
[Prior application Attorney Docket Number will carryover to this CPA unless a new Attorney Docket Number has been provided herein.]
12. a. ☐ Receipt For Facsimile Transmitted CPA (PTO/SB/29A)
- b. ☒ Return Receipt Postcard (Should be specifically itemized, See MPEP 503)
13. ☐ Other: August 22, 2002

NOTE: The prior application's correspondence address will carry over to this CPA UNLESS
a new correspondence address is provided below.

14. NEW CORRESPONDENCE ADDRESS

<input type="checkbox"/> Customer Number or Bar Code Label		or	<input type="checkbox"/> New correspondence address below
Name <u>25227</u> PATENT TRADEMARK OFFICE			
Address _____			
City _____	State _____	Zip Code _____	
Country _____	Telephone _____	Fax _____	

15. SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT REQUIRED

Name (Print/Type)	Wayne C. Jaeschke, Jr.
Signature	
Registration No. (Attorney/Agent)	38,508
Date	May 30, 2003

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I hereby certify that this correspondence is being hand delivered to: Commissioner for Patents, 2011 South Clark Place, Room 1B03, Crystal Plaza 2, Arlington, Virginia, 22202, on the date shown below.

Dated: 5/30/03 Signature:  (Jeff McCuller)